

COPY

Attorney's Docket No. \_\_\_\_\_

21843

PATENT

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**COMBINED DECLARATION AND POWER OF ATTORNEY**

**(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL,  
DIVISIONAL, CONTINUATION OR C-I-P)**

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As a below named inventor, I hereby declare that:

**TYPE OF DECLARATION**

This declaration is of the following type:

*(check one applicable item below)*

- ☒ original.
- ☐ design.
- ☐ supplemental.

*NOTE: If the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part application, do not check next item; check appropriate one of last three items.*

- ☐ national stage of PCT.

*NOTE: If one of the following 3 items apply, then complete and also attach ADDED PAGES FOR DIVISIONAL, CONTINUATION OR C-I-P.*

- ☐ divisional.
- ☐ continuation.
- ☐ continuation-in-part (C-I-P).

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## INVENTORSHIP IDENTIFICATION

**WARNING:** *If the inventors are each not the inventors of all the claims, an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.*

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

## TITLE OF INVENTION

MECHANICAL SHOCK PROTECTION FOR A DISC DRIVE

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## SPECIFICATION IDENTIFICATION

the specification of which:

(complete (a), (b) or (c))

- (a) ☒ is attached hereto.
- (b) ☐ was filed on \_\_\_\_\_, as ☐ Serial No. \_\_\_\_\_ or ☐ Express Mail No., not yet known \_\_\_\_\_ and was amended on \_\_\_\_\_ (*if applicable*).

**NOTE:** *Amendments filed after the original papers are deposited with the PTO that contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.*

- (c) ☐ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_ (*if any*).

(Declaration and Power of Attorney [1-1] - Page 2 of 8)

## ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amendment by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56.

*(also check the following items, if desired)*

- ☒ and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent, and
- ☐ in compliance with this duty, there is attached an information disclosure statement, in accordance with 37 CFR 1.98.

### PRIORITY CLAIM (35 U.S.C. § 119(a)-(d))

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

*(complete (d) or (e))*

- (d) ☐ no such applications have been filed.
- (e) ☐ such applications have been filed as follows.

**NOTE:** *Where item (c) is entered above and the International Application which designated the U.S. itself claimed priority check item (e), enter the details below and make the priority claim.*

**PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN  
12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS  
APPLICATION AND ANY PRIORITY CLAIMS UNDER  
35 U.S.C. § 119(a)-(d)**

| COUNTRY (OR<br>INDICATE IF<br>PCT) | APPLICATION<br>NUMBER | DATE OF FILING<br>(day, month, year) | PRIORITY<br>CLAIMED<br>UNDER 37 USC<br>119               |
|------------------------------------|-----------------------|--------------------------------------|--|
|                                    |                       |                                      | <input type="checkbox"/> YES <input type="checkbox"/> NO |
|                                    |                       |                                      | <input type="checkbox"/> YES <input type="checkbox"/> NO |
|                                    |                       |                                      | <input type="checkbox"/> YES <input type="checkbox"/> NO |
|                                    |                       |                                      | <input type="checkbox"/> YES <input type="checkbox"/> NO |
|                                    |                       |                                      | <input type="checkbox"/> YES <input type="checkbox"/> NO |

**CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL  
APPLICATION(S) (34 U.S.C. § 119(e))**

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

**PROVISIONAL APPLICATION NUMBER**

**FILING DATE**

60/004,924

October 6, 1995

60/009,172

December 22, 1995

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**CLAIM FOR BENEFIT OF EARLIER US/PCT APPLICATION(S)  
UNDER 35 U.S.C. 120**

- ☐ The claim for the benefit of any such applications are set forth in the attached ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR CONTINUATION-IN-PART (C-I-P) APPLICATION.

**ALL FOREIGN APPLICATION(S), *IF ANY*, FILED MORE  
THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR  
TO THIS U.S. APPLICATION**

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*NOTE: If the application filed more than 12 months from the filing date of this application is a PCT filing forming the basis for this application entering the United States as (1) the national stage, or (2) a continuation, divisional, or continuation-in-part, then also complete ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL CONTINUATION OR C-I-P APPLICATION for benefit of the prior U.S. or PCT application(s) under 35 U.S.C. § 120.*

**POWER OF ATTORNEY**

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

*(list name and registration number)*

Bill D. McCarthy, Registration No. 26,772  
Edward P. Heller, III, Registration No. 29,075  
Phillip L. Free, Jr., Registration No. 38,143  
Randall K. McCarthy, Registration No. 39,297

*(check the following item, if applicable)*

- ☐ Attached, as part of this declaration and power of attorney, is the authorization

(Declaration and Power of Attorney [1-1] - Page 5 of 8)

of the above-named attorney(s) to accept and follow instructions from my representative(s).

---

SEND CORRESPONDENCE TO

Bill D. McCarthy  
McCarthy & Associates, Inc.  
101 Park Avenue - Suite 250  
Oklahoma City, Oklahoma 73102

DIRECT TELEPHONE CALLS TO:  
(Name and telephone number)

Bill D. McCarthy  
(405)232-5600

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DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

NOTE: Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other documents.

Full name of sole or first inventor

Stephen

R.

Genheimer

(GIVEN NAME)

(MIDDLE INITIAL OR NAME)

FAMILY (OR LAST NAME)

Inventor's signature

Stephen R. Genheimer

Date

5-31-70

Country of Citizenship

United States of America

Residence

Mustang, Oklahoma

Post Office Address

1000 E. Whispering Oaks Terrace, Mustang, Oklahoma 73064

■■■■■

(Declaration and Power of Attorney [1-1] - Page 6 of 8)

Full name of second joint inventor, if any

Kenneth

L.

Pottebaum

(GIVEN NAME)

(MIDDLE INITIAL OR NAME)

FAMILY (OR LAST NAME)

Inventor's signature

*Ken L Pottebaum*

Date

*5-30-96*

Country of Citizenship

United States of America

Residence

Yukon, Oklahoma

Post Office Address

321 Red Bud Street, Yukon, Oklahoma 73099



Full name of third inventor, if any

Jon

P.

Baker

(GIVEN NAME)

(MIDDLE INITIAL OR NAME)

FAMILY (OR LAST NAME)

Inventor's signature

*Jon P. Baker*

Date

*5/30/96*

Country of Citizenship

United States of America

Residence

Oklahoma City

Post Office Address

3700 Dow Drive, Oklahoma City, Oklahoma 73115



Full name of fourth inventor, if any

John

D.

Stricklin

(GIVEN NAME)

(MIDDLE INITIAL OR NAME)

FAMILY (OR LAST NAME)

Inventor's signature

*John D Stricklin*

Date

*6/3/96*

Country of Citizenship

United States of America

Residence

Oklahoma City, Oklahoma

Post Office Address

1109 Lakeridge Run, Oklahoma City, Oklahoma 73170

(Declaration and Power of Attorney [1-1] - Page 7 of 8)

(check proper box(es) for any of the following added page(s)  
that form a part of this declaration)

- ☐ Signature for fourth and subsequent joint inventors. Number of pages added \_\_\_\_.

\*\*\*

- ☐ Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. Number of pages added \_\_\_\_.

\*\*\*

- ☐ Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47. Number of pages added \_\_\_\_.

\*\*\*

- ☐ Added page for signature by one joint inventor on behalf of deceased inventor(s) where legal representative cannot be appointed in time. (37 CFR 1.47)

\*\*\*

- ☐ Added pages to combined declaration and power of attorney for divisional, continuation, or continuation-in-part (C-I-P) application. Number of pages added \_\_\_\_.

\*\*\*

- ☐ Authorization of attorney(s) to accept and follow instructions from representative.

\*\*\*

(if no further pages form a part of this Declaration  
then end this Declaration with this page and check the following item)

- ☒ This declaration ends with this page.



Serial Number: 09/114,956 Filed July 13, 1998  
(Divisional of 08/659,338 Filed June 6, 1996)



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

OCTOBER 16, 1996

MCCARTHY & ASSOCIATES, INC.  
BILL D. MCCARTHY  
101 PARK AVENUE - SUITE 250  
OKLAHOMA CITY, OK 73102

PTA#

COPY



\*100238168A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/06/1996

REEL/FRAME: 8063/0096  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
GENHEIMER, STEPHEN R.

DOC DATE: 05/31/1996

ASSIGNOR:  
POTTEBAUM, KENNETH L.

DOC DATE: 05/30/1996

ASSIGNOR:  
BAKER, JON P.

DOC DATE: 05/30/1996

ASSIGNOR:  
STRICKLIN, JOHN D.

DOC DATE: 06/03/1996

ASSIGNEE:  
SEAGATE TECHNOLOGY, INC.  
920 DISC DRIVE  
SCOTTS VALLEY, CALIFORNIA 95067

SERIAL NUMBER: 08659338  
PATENT NUMBER:

FILING DATE: 06/06/1996  
ISSUE DATE:

JC564 U.S. PTO

09/537816



03/28/00

RECEIVED

OCT 25 1996

MCCARTHY & ASSOCIATES  
LAW OFFICE

8063/0096 PAGE 2

JACQUELINE MOORE, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

FORM PTO-1595  
(Rev. 6-93)

OMB No. 0651-0011 (exp. 4/94)

07-25-1996

3 SHEET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark OfficeTab settings ☐ ☐ ☐ ☐ ☐ ☐

To the Honorable Commissioner of

100233168

attached original documents or copy thereof.

## 1. Name of conveying party(ies):

Stephen R. Genheimer, Kenneth L. Pottebaum  
Jon P. Baker and John D. Stricklin

## 2. Name and address of receiving party(ies)

Name: Seagate Technology, Inc.

Internal Address:

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

## 3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other

Street Address: Seagate Technology, Inc.

920 Disc Drive

City: Scotts Valley State: CA ZIP: 95067

Execution Date: 5/31/96; 5/30/96; 5/30/96; 6/3/96

Additional name(s) & address(es) attached? ☐ Yes ☒ No

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: 5/3/96; 5/30/96;  
5/30/96; and 6/3/96

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Bill D. McCarthy

Internal Address:

Street Address: McCarthy &amp; Associates, Inc.

101 Park Avenue - Suite 250

City: Oklahoma City State: OK ZIP: 73102

## 6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00

☒ Enclosed☒ Authorized to be charged to deposit account  
(If additional fees are required)

## 8. Deposit account number:

13-0110

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy  
the original document.

Randall K. McCarthy, Reg. No. 39,297

Name of Person Signing

Signature

June 6, 1996

Date

Total number of pages including cover sheet, attachments, and document: 3

SEAGATE

Docket No. 21843

## ASSIGNMENT

WHEREAS, we, Stephen R. Genheimer, Kenneth L. Pottebaum, Jon P. Baker and John D. Stricklin, are the joint inventors of an invention in MECHANICAL SHOCK PROTECTION FOR A DISC DRIVE, for which we have executed an application for United States Letters Patent on even date herewith; and

WHEREAS, Seagate Technology, Inc., a corporation organized and existing under and by virtue of the laws of the State of Delaware and having a place of business at Scotts Valley, California, is desirous of acquiring the entire right, title and interest in and to said application and said invention, as well as any and all applications for Letters Patents and Inventor's Certificates which may be filed on said invention in any country or countries, as well as any and all Letters Patents and Inventor's Certificates which may be granted on any such application.

NOW, THEREFORE, for valuable consideration, the receipt and adequacy of which is hereby acknowledged, we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over unto Seagate Technology, Inc., its successors and assigns, our entire right, title and interest in, to and under said invention and said application, and any and all Letters Patents which may be granted for said invention and/or on said application, including all extensions, continuations, divisions and reissues thereof, and our right of priority under the International Convention for the Protection of Industrial Property, the Inter-American Convention relating to Inventions, Patents, Designs and Industrial Models, and any other convention, treaty or reciprocal agreement to which the United States is a party concerning priority in inventions, patents, designs, inventor's certificates, industrial property or industrial models, and any and all applications for Letters Patent or Inventor's Certificate which has heretofore or may hereafter be filed on said invention in any country or countries, as well as any and all Letters Patents and Inventor's Certificates which may be granted on any such application, including all extensions, continuations, divisions, reissues and renewals thereof; the same to be held and enjoyed by Seagate Technology, Inc. for its own use and behoof and for the use and behoof of its successors and assigns as fully and entirely as the same would have been held and enjoyed by us had this assignment not been made;

AND we covenant that we have not and will not execute any instrument or take any action contrary to this assignment, nor encumber the title of Seagate Technology, Inc., in, to and under said invention, applications, Letters Patents and Inventor's Certificates, and that we have the right to execute this instrument;

AND we, hereby covenant and agree to keep Seagate Technology, Inc. advised of our current

residence addresses, and we, or my executors, administrators, representatives or assigns, will execute all papers, make all rightful oaths, and do all acts deemed by Seagate Technology, Inc., its successors and assigns, necessary or desirable in any proceeding concerning any of said applications or Letters Patents or Inventor's Certificates, including, but not limited to, proceedings for the procurement or enforcement of Letters Patents for said invention, or for the reissue, renewal or extension thereof, at the expense of Seagate Technology, Inc. but without charge to Seagate Technology, Inc., its successors or assigns.

We hereby request the Commissioner of Patents of the United States, and any official of any country foreign to the United States whose duty is to issue Letters Patents or Inventor's Certificates on applications as aforesaid, to issue Letters Patents or Inventor's Certificates to Seagate Technology, Inc. or its designee in accordance with this instrument.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 5-31-96

Stephen R. Genheimer  
Stephen R. Genheimer

Dated: 5-30-96

Ken L. Pottebaum  
Kenneth L. Pottebaum

Dated: 5/30/96

Jon P. Baker  
Jon P. Baker

Dated: 6/3/96

John D. Stricklin  
John D. Stricklin

Docket NO: 21843  
Recordation Date: 06/06/96  
Rev/Iname: 8063/EO96